

**IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF NEBRASKA**

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|---|---|---------------------------------|
| CITIZENS IN CHARGE, MICHAEL GROENE, and DONALD SLUTI, |) | |
| |) | Case No.: 4:09-cv-03255-JFB-TDT |
| Plaintiffs, |) | |
| |) | |
| LIBERTARIAN PARTY OF NEBRASKA and LIBERTARIAN NATIONAL COMMITTEE, |) | |
| |) | |
| Plaintiff-Intervenors, |) | ORDER |
| |) | |
| v. |) | |
| |) | |
| JOHN A. GALE, in his official capacity as Secretary of State of the State of Nebraska, |) | |
| |) | |
| Defendant. |) | |
| |) | |

On September 8, 2011, Plaintiffs and Plaintiff-Intervenors filed an unopposed motion for a minor amendment to this Court’s Memorandum and Order dated August 30, 2011. For the reasons set forth in that motion (Filing No. 113), the motion is hereby **GRANTED**.

The Memorandum and Order dated August 30, 2011 will be amended on page 4 as follows:

In 2010 the Libertarian Party implemented a ~~local~~ petition drive for **one of its candidates** ~~the recall of the Omaha mayor~~. The intervenors contend they were forced to pay one of the KENO companies extra money to assist with this drive. AGT, the KENO petition circulation company, initially **intended to decline** to help, but later agreed to do so. This company is geared towards gaming and KENO issues, and not towards initiatives of this type. **In 2010, AGT refused to carry out any petitioning work for the recall of the Omaha mayor.**

IT IS SO ORDERED.

Dated this 5th day of October, 2011.

BY THE COURT:

s/ Joseph F. Bataillon
Chief United States District Judge